

Translation

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rules 70)

Applicant's or agent's file reference MPGNY20008	FOR FURTHER ACTION see Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/CN02/00213	International filing date (day/month/year) 28.March 2002(28.03.02)	(Earliest) Priority Date (day/month/year)
International Patent Classification (IPC) or national Classification and IPC IPC ⁷ B26B3/02 , 29/02		
Applicant Wong,Waiyip		

1. This international Preliminary Examination Report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 3 sheets, including this cover sheet.

☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instruction under the PCT).

These annexes consist of _____ sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

Date of the submission of the demand 28.March 2002 (28.03.02)	Date of completion of this report 19.July 2004 (19.07.04)
Name and mailing address of the IPEA/CN Chinese Patent Office No. 6 Xitucheng Road, Jimen Bridge, Haidian District 100088 BEIJING, P.R of CHINA Facsimile No. 86-10-62019451	Authorized officer Xi, Ying Telephone No. 86-10-62085497

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/CN 02/00213

1. Basis of the report

1. This report has been drawn on the basis of (Replacement sheet which have been furnished to the receiving Office response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to the report since they do not contain amendments.):

☒ the international application as originally filed.

☐ the description, pages _____, as originally filed,
pages _____, field with the demand,
pages _____, field with the letter of _____,
pages _____, field with the letter of _____,

☐ the claims, Nos. _____, as originally filed,
Nos. _____, as amended under Article 19,
Nos. _____, field with the demand,
Nos. _____, field with the letter of _____,
Nos. _____, field with the letter of _____,

☐ the drawings, sheets/fig. _____, as originally filed,
sheets/fig. _____, field with the demand,
sheets/fig. _____, field with the letter of _____,
sheets/fig. _____, field with the letter of _____,

2. The amendments have resulted in the cancellation of:

☐ The description, pages _____,

☐ The claims, Nos. _____,

☐ the drawings, sheets/fig. _____,

3. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

4. Additional observations, if necessary:

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/CN 02/00213

V. Reasoned statement under Article 35(2) with regard to novelty, Industrial applicability, citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	1-6	YES
	Claims	NONE	NO
Inventive step (IS)	Claims	1-6	YES
	Claims	NONE	NO
Industrial applicability (IA)	Claims	1-6	YES
	Claims	NONE	NO

2. Citations and explanations:

Any of documents in the prior art does not teach or suggest such a safe knife sheath comprising a sheath body and a movable blade support as described in claim 1. It requires inventive consideration to arrive at the subject-matter of claim 1. Therefore, claims 1 meets the requirements of Article 33(2)-(4) PCT.

Claims 2 to 6 are dependant claims associated with claim 1. They also meet the requirements of Art. 33(2)-(4) PCT.

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专利合作条约

PCT

国际初步审查报告
(PCT 条约36 和 细则70)

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申请人或代理人的档案号 MPGNY20008	关于后续行为 参见传送共计初步审查报告通知书 (PCT/IPEA/416表)	
国际申请号 PCT/CN02/00213	国际申请日(日/月/年) 28.3月 2002 (28.03.02)	优先权日(日/月/年)
国际专利分类 (IPC) 或者 国家分类和IPC两种分类 IPC ⁷ B26B3/02, 29/02		
申请人 黄伟业		

1. 本国际初步审查单位已作出了国际初步审查报告并依照条约第36条将其送交申请人。

2. 本报告共计 3 页, 包括扉页。

☐ 本报告还有附件, 即修改后的并且作为本报告基础的说明书页, 权利要求书页和/或附图页以及/或者对本单位作出的更正页(见PCT细则70.16和行政规程607)。

这些附件共计 页。

3. 本报告包括关于下列各项的说明:

I ☒ 报告的基础

II ☐ 优先权

III ☐ 不作出关于新颖性、创造性和工业实用性的意见

IV ☐ 缺乏发明单一性

V ☒ 按条约 35(2) 关于新颖性、创造性或者工业实用性的说明; 支持这种声明的引证和解释

VI ☐ 某些引证文件

VII ☐ 国际申请的某些缺陷

VIII ☐ 对国际申请的某些意见

提交要求书的日期 28.3月 2002 (28.03.02)	完成本报告的日期 19.7月 2004 (19.07.2004)
中国专利局 100088 中国北京市海淀区蓟门桥西土城路6号 传真号: 86-10-62019451	授权官员 奚纓 电话号码: 86-10-62085497

国际初步审查报告

国际申请号

PCT/CN 02/00213

I. 报告的基础

1. 本报告是在如下基础上作出的 (为答复按条约14条的通知向受理局提供的替换页在本报告中作为“按原始提出的”并且不附加到报告中, 因为该替换页不包括修改);

☒ 原始提出的国际申请。

☐ 说明书, 第 _____ 页, 按原始提出的,
第 _____ 页, 随要求书提出的,
第 _____ 页, 随 _____ 的信件提出的,
第 _____ 页, 随 _____ 的信件提出的,

☐ 权利要求, 第 _____ 项, 按原始提出的,
第 _____ 项, 按条约第19条修改的,
第 _____ 项, 随要求书提出的,
第 _____ 项, 随 _____ 的信件提出的,
第 _____ 项, 随 _____ 的信件提出的,

☐ 附图, 第 _____ 页, 图 _____, 按原始要求提出的,
第 _____ 页, 图 _____, 随要求书提出的,
第 _____ 页, 图 _____, 随 _____ 的信件提出的,
第 _____ 页, 图 _____, 随 _____ 的信件提出的,

2. 修改引起以下内容的删除

☐ 说明书, 第 _____ 页,

☐ 权利要求, 第 _____ 项,

☐ 附图, 第 _____ 页, 图 _____,

3. ☐ 由于修改被认为超出原始公开的范围, 如补充栏中说明的, 所以本报告是按照如同没有修改(某些修改)的情况作出的(细则70.2(c)).

4. 补充意见, 如必要时:

国际初步审查报告

国际申请号

PCT/CN 02/00213

V. 按条约35条(2)关于新颖性、创造性或工业实用性的说明：支持这种说明的引证和解释

1. 声明

新颖性 (N)	权利要求	1-6	是
	权利要求	无	否
创造性 (IS)	权利要求	1-6	是
	权利要求	无	否
工业实用性 (IA)	权利要求	1-6	是
	权利要求	无	否

2. 引证和解释

权利要求1—6满足PCT条约33(2) — (4)的规定，因为在现有技术中并没有教导或者清楚地建议使用这样一种由套壳和活动刀托构成的安全刀套。权利要求1—6中所描述的安全刀套的结构在现有技术中未被披露。